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PROPOSED AMENDED CONSENT DECREE REQUIREMENTS FOR NEWLY DETERMINED WASTES

05/20/91

DOE-1384-91 DOE-FSO/OEPA 2 LETTER



Department of Energy

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Mr. Paul Pardi Group Leader Solid & Hazardous Waste Management Unit Ohio EPA 40 South Main Street Dayton, Ohio 45402

Dear Mr. Pardi:

PROPOSED AMENDED CONSENT DECREE REQUIREMENTS FOR NEWLY DETERMINED WASTES

Reference:

Letter, DOE-943-91, G. W. Westerbeck to G. G. Ioannides, "Completion of Process Knowledge for the 8,000 Drums Affected by the Hazardous Waste Management Unit Review (HWMUR)," dated March 22, 1991

On March 22, 1991 the results of the FMPC process knowledge determinations for the 8000 drums affected by the Hazardous Waste Management Unit Review were forwarded to the OEPA (reference). The table submitted provided the final results, including identification of the RCRA status for each of the waste streams included in the 8000 drums.

In accordance with Section 3.12 of the proposed Amended Consent Decree, a schedule (enclosed) for implementation of the hazardous waste requirements is due to OEPA within sixty (60) days. Only one waste stream (insoluble contaminated oil) was determined to be hazardous and is currently stored in the Plant 6 Warehouse (Building 79). This warehouse is listed as a Hazardous Waste Management Unit (HWMU) in the current FMPC Part A Application. Therefore, no new Hazardous Waste Management Units (HWMUs) were identified or reported as a result of the March 22 submittal. In addition, no modifications are required in the existing NPDES permit as a result of these determinations. Therefore, the schedule does not address requirements for application to modify the NPDES permit as discussed in Paragraph 3.12 of the proposed Amended Consent Decree.

The process knowledge determination for the insoluble contaminated oil waste requires affixing the hazardous waste labels to the drums and adding new entries to the FMPC RCRA inventory. The proposed schedule for these tasks is attached.

If you have any questions, please contact David Rast at (513) 738-6322.

Sincerely

erald W. Westerbeck

Manage

FSO: Rast

Enclosure: As stated

cc w/encl.:

- R. P. Whitfield, EM-40, FORS
- K. A. Hayes, EM-424, GTN
- C. A. McCord, 5HR-12, USEPA-V
- G. G. Ioannides, OEPA
- G. E. Mitchell, OEPA-Dayton
- J. S. Rogers, DOJ
- J. Vankley, Ohio AGO
- S. W. Coyle, WMCO
- E. D. Savage, WMCO
- A. M. Schwartzman, WMCO
- R. L. Glenn, Parsons



REQUIREMENTS SCHEDULE FOR

CHANGES RESULTING FROM PROCESS KNOWLEDGE

OF THE 8000 DRUMS AFFECTED BY HWMUR

AT THE FMPC

I. Introduction

Section 3.12 of the proposed Amended Consent Decree for Civil Action No. C-1-86-0127 requires that within sixty days of the date of any report which determines additional hazardous waste, DOE will submit to the Ohio EPA, for approval, a schedule establishing a time table for implementation of the hazardous waste requirements. In addition to this, Section 4.13 of the proposed Amended Consent Decree requires submitting a quarterly technical progress report to OEPA describing the progress made to comply with the Consent Decree, as amended during the previous three months, and identifying any hazardous waste management units or hazardous waste not previously listed in a report or permit application.

On March 22, 1991, the FMPC reported the results of the completion of process knowledge of the 8000 drums.

II. Newly Determined Waste

As a result of the process knowledge of the 8000 drums affected by the HWMUR, the following waste stream is newly determined to be a hazardous waste:

Material	Source	Material	EPA	Drum	Location
Description	Code	Code	ID #	Count	
Contaminated Oil, Insoluble	741	015	F001, D018	96	Plant 6 Warehouse (Bldg 79)

III. Schedule

In accordance with Section 3.12 of the Consent Decree the following schedule is being submitted.

1. Update RCRA Records to include all Operating Record Information.

Completion Date: 06/14/91

2. Affix properly completed hazardous waste marks to the containers determined to be hazardous.

Completion Date: 06/03/91

3. Revise the FMPC Part A Permit to include additional waste stream information.

Completion Date: 06/30/91

4. Submit listing of any hazardous waste not previously listed in a report or permit application per Section 4.13 of the proposed Amended Consent Decree.

Completion Date: 07/20/91

